

ROBINSON, MCFADDEN & MOORE, P.C.
COLUMBIA, SOUTH CAROLINA

Bonnie D. Shealy

1901 MAIN STREET, SUITE 1200 POST OFFICE BOX 944

COLUMBIA, SOUTH CAROLINA 29202

PH (803) 779-8900 | (803) 227-1102 direct

(803) 252-0724 | (803) 744-1551 direct

bshealy@robinsonlaw.com

December 14, 2011

<u>VIA ELECTRONIC FILING</u> HAND DELIVERED ORIGINAL

Jocelyn Boyd, Chief Clerk / Administrator Public Service Commission of South Carolina Post Office Drawer 11649 Columbia, South Carolina 29211

Re: Piedmont Bushings & Insulators v. Duke Energy Carolinas, LLC

Docket No. 2011-490-E

Dear Jocelyn:

Enclosed for filing in the above-captioned matter is the Motion to Dismiss the Piedmont Bushings & Insulators, LLC's complaint on behalf of Duke Energy Carolinas, LLC. We also respectfully request that the Commission hold the testimony filing deadlines and the hearing scheduled for January 17, 2012, in abeyance pending resolution of the motion for the reasons outlined in the motion to dismiss.

The Company moves that designated portions of the Motion and Exhibit 1 be treated and maintained as confidential pursuant to Order No. 2005-226, Order Requiring Designation of Confidential Materials. The Confidential Version of the Motion and Exhibit 1 include confidential customer information that must be maintained as confidential in accordance with the Company's Privacy Policy. Therefore, we request that the Commission grant the request for confidential treatment pursuant to 26 SC Regs. 103-804(S)(2). The Confidential Version of the Motion is being provided to the Office of Regulatory Staff and to the Commission under seal via hand delivery. Should you have any questions, please contact me.

Very truly yours,

ROBINSON, MCFADDEN & MOORE, P.C.

Bonnie D. Shealy

BDS/tch Enclosures

cc/enc: Hearing Examiner Joseph Melchers (via email & Hand Delivery-Confidential Version)

Juliet Lee (via U.S. Mail – Public Version)

Michael Sexton, Registered Agent of Piedmont Bushings (via U.S. Mail - Confidential

Version)

Shannon Bowyer Hudson, ORS Attorney (via email & Hand Delivery-Confidential Version)

Alex Castle, Esquire (via email) Barbara Yarbrough (via email)

NAIL / DIVID

THE MERITAS LAW FIRMS WORLDWIDE

BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA DOCKET NO. 2011-490-E

IN RE:)
)
Piedmont Bushings & Insulators, LLC,)
Complainant,)
) CERTIFICATE OF SERVICE
v.)
Duly France Co. P. LLC)
Duke Energy Carolinas, LLC,)
Respondent.)

This is to certify that I, Toni C. Hawkins, a Paralegal with the law firm of Robinson, McFadden & Moore, P.C., have this day caused to be served upon the person(s) named below the **Motion to Dismiss of Duke Energy Carolinas, LLC** in the foregoing matter by causing a copy of same to be delivered as follows:

Juliet Lee Piedmont Bushings & Insulators, LLC P.O. Box 849 Woodruff, South Carolina 29388 (Public Version – via U.S. Mail)

Michael Sexton, Registered Agent 251 Harris Bridge Road Woodruff, South Carolina 29388 (Confidential Version via U.S. Mail)

Shannon Hudson, Counsel
Office of Regulatory Staff
1401 Main Street, 9th floor
Columbia, South Carolina 29201
(Confidential Version via Hand Delivery)

Dated at Columbia, South Carolina this 14th day of December, 2011.

Toni C. Hawkins

Joni C. Hawkins